

--- DRAFT --- CZARA Post-Decision Planning – Roadmap to Getting to Approval for Forestry Management Measures

On January 31, 2015, EPA and NOAA came out with a decision to disapprove Oregon CZARA's program based on forestry. In conversations with the State, EPA and NOAA committed to working with the State to assist them in getting to an approvable program by 2016. The elements to working with the State to getting an approvable program are:

- Commitments by Oregon, EPA, and NOAA managers and staff to work closely through 2016
- Quarterly manager meetings among Oregon, EPA and NOAA
- Monthly (or more frequently as need arises) meetings among Oregon, EPA and NOAA staff working towards meeting proposed interim milestones (see below)

Proposed Interim Milestones:

Interim Milestone 1: By April 2015 – Oregon will write a letter to EPA and NOAA indicating their willingness to work on actions to meet gaps in forestry additional management measures.

Interim Milestone 2: By June 2015 – Oregon will submit a plan/summary of actions they expect to take to satisfy the 4 additional management measures for forestry with proposed timeline. Plan will include bulleted list of actions, reports, and other relevant information, including anticipated due dates for each action, that State is considering to attain an approvable program.

Interim Milestone 3: By December 2015 – Oregon will indicate whether they intend to use a regulatory or voluntary approach for the 4 additional management measures for forestry. If voluntary, State will describe the monitoring, tracking, and enforceable mechanism associated with this.

Interim Milestone 4: By June 2016 – Interim Milestone: Oregon will formally submit all documents for EPA and NOAA consideration for CZARA action.

How do we get to first two Interim Milestones through June 2016?

1. Written Communication:

- a. EPA and NOAA send states the "Closing the Gaps" Options paper, along with a cover letter that will include expectation of the State to submit by June 2015 the following:
 - i. Plan/summary of actions the State expects to take to meet 4 additional management measures for forestry.
 - ii. Plan/summary of actions, including legislative action/reports/voluntary actions and other relevant information, the State is considering to attain an approvable program.
 - iii. Timeline for each interim milestone.
- b. State responds to EPA and NOAA with commitment to work on meeting forestry additional management measures (*Interim Milestone 1*).

2. Oregon, EPA and NOAA Manager Meetings:

- a. Kickoff – March 2015
- b. Progress Meeting – June 2015

3. Oregon, EPA and NOAA Staff Meetings

- a. Regular monthly (or more frequently as needed) staff meetings

- i. Clarify information in determinations.
- ii. Make sure we are using the same language.
- iii. Clarify information what the State is doing.
- iv. Explore technical options on how to attain an approvable program.
- v. Share information on CZARA thresholds.
- vi. Work together on developing interim milestone 2.

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- Commitments by Oregon, EPA, and NOAA managers and staff to work closely through 2016
- Quarterly manager meetings among Oregon, EPA and NOAA
- ~~Minimum~~ Monthly (or more frequently as need arises) meetings among Oregon, EPA and NOAA staff working towards meeting proposed interim milestones (see below)

Proposed Interim Milestones:

Interim Milestone 1: By April 2015 – Oregon will write a letter to EPA and NOAA indicating their willingness to work on actions to meet gaps in forestry additional management measures.

Interim Milestone 2: By June 2015 – Oregon will submit a plan/summary of actions they expect to take to satisfy the 4 additional management measures for forestry with proposed timeline. ~~Tentative plan~~ will include bulleted list of actions, reports, and other relevant information, including anticipated due dates for each action, that State is considering to attain an approvable program.

Interim Milestone 3: By December 2015 – Oregon will indicate whether they intend to use a regulatory or voluntary approach for the 4 additional management measures for forestry. If voluntary, State will describe the monitoring, tracking, and enforceable mechanism associated with this.²

Interim Milestone 4: By June 2016 – Interim Milestone: Oregon will formally submit all documents for EPA and NOAA consideration for CZARA action.

How do we get to first two Interim Milestones through June 2016?

1. Written Communication:

- a. EPA and NOAA send ~~states~~ the "Closing the Gaps" Options paper, along with a cover letter that ~~– This paper will include expectation of the State to submit an "interim milestone by June 2015 the following," which includes:~~
 - i. Plan/summary of actions the State expects to take to meet 4 additional management measures for forestry.
 - ii. Plan/summary of actions, including will include legislative action/reports/voluntary actions and other relevant information, the State is considering to attain an approvable program.
 - iii. Tentative Timeline for each interim milestone.
- b. State responds to EPA and NOAA with commitment to work on meeting forestry additional management measures (*Interim Milestone 1*).

2. Oregon, EPA and NOAA Manager Meetings:

- a. Kickoff – March 2015
- b. Progress Regular Meeting – June 2015

3. Oregon, EPA and NOAA Staff Meetings

Comment [CJ1]: Should we schedule this milestone before or after the meeting with the State which is tentatively scheduled for late March. Makes more sense to schedule before and then the meeting can focus on information sharing and clarifications on the report we need by June.

Comment [AC2]: Would be good to add specific date: April 15th?

Comment [AC3]: Specific date needed for this as well and all other dates.

Comment [AC4]: I would think OR should do if it plans to pursue voluntary vs. regulatory by June 2015. Perhaps we has for that in June and then the EPM stuff and commitment by Sept 2015 and monitoring and tracking by Dec. 2015?

Comment [AC5]: I think we need some clarity on this date. Based on our last managers call Christine was saying that for some things, "Willis" may have agreed to a later deadline.

Comment [AC6]: Only one state. We send DEQ and DLCD with cc to ODF?

Comment [CJ7]: Not clear the difference between these two bullets.

Comment [AC8]: Agreed. I think the 1st bullet covers the 2nd.

Comment [AC9]: I don't the state should think the times are that flexible and can just be pushed back like the previous timeline they set.

- a. Regular monthly (or more frequently as needed) staff meetings
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 - ii. Make sure we are using the same language.
 - iii. Clarify information what the Sstate is doing.
 - ~~iii~~-iv. Explore technical options on how to attain an approvable program.
 - ~~iv~~-v. Share information on CZARA thresholds.
 - ~~v~~-vi. Work together on developing interim milestone 2.